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Filing date: **01/21/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91213101
Party	Plaintiff Athletics Investment Group LLC d/b/a The Oakland Athletics Baseball Company
Correspondence Address	DON M OBERT COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES mlk@cll.com, dmo@cll.com, trademark@cll.com, jmn@cll.com
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Signature	/Don M. Obert/
Date	01/21/2015
Attachments	T TRINE ATHLETICS Opp No 91213101 Mot Amend 01212015pdf.pdf(177328 bytes )

Ref. No. 21307-034

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 85/784,250  
Filed: November 20, 2012  
For Mark: T TRINE ATHLETICS  
Published in the Official Gazette: April 23, 2013

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ATHLETICS INVESTMENT GROUP LLC D/B/A	:
THE OAKLAND ATHLETICS BASEBALL	:
COMPANY,	:
	:
Opposer,	:
	:
v.	:
	:
TRINE UNIVERSITY, INC.,	:
Applicant.	:
-----X	

Opposition No. 91213101

Commissioner for Trademarks  
Attn: Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**MOTION ON CONSENT TO AMEND APPLICATION AND,  
IF ACCEPTED, TO WITHDRAW THE OPPOSITION ON CONSENT**

Pursuant to Rule 2.133 of the Trademark Rules of Practice, Applicant respectfully requests that the above-captioned application be amended by adding the bolded language “; all of the foregoing relating to an athletics program at a university and not identifying a sports team, league, mascot or stadium” to the end of the description of goods and services in each of the classes, which should now read as follows:

CLOTHING AND ACCESSORIES, NAMELY, SHIRTS, T-SHIRTS, SWEATSHIRTS, PANTS, SHORTS, SWEAT PANTS, JACKETS, AND HATS; **ALL OF THE FOREGOING RELATING TO AN ATHLETICS PROGRAM AT A UNIVERSITY AND NOT IDENTIFYING A SPORTS TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 25

ENTERTAINMENT, EDUCATION AND TRAINING SERVICES, NAMELY, PARTICIPATING IN, CONDUCTING, AND ORGANIZING COLLEGIATE SPORTING EVENTS IN AN ARRAY OF SPORTS FIELDS, AND EDUCATION

Ref. No. 21307.034

CLASSES AND TRAINING OF PERSONS IN AN ARRAY OF SPORTS FIELDS;  
ALL OF THE FOREGOING RELATING TO AN ATHLETICS PROGRAM AT A  
UNIVERSITY AND NOT IDENTIFYING A SPORTS TEAM, LEAGUE,  
MASCOT OR STADIUM in International Class 41

It is respectfully submitted that these amendments do not require republication as the amendments of the descriptions of goods and services narrow rather than broaden the scope of the application.

These amendments are made pursuant to an Agreement between Applicant and Opposer, who has consented to these amendments. If the amendments are approved by the Board, Opposer, with Applicant's consent, requests that the opposition be withdrawn without prejudice.

#### CONCLUSION

Applicant respectfully requests that this request to amend the application be granted in its entirety.

Dated: January 9, 2015

Respectfully submitted,

FAEGRE BAKER DANIELS LLP  
*Attorneys for Applicant*

By: Stephanie A. Gumm  
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CONSENTED TO:

COWAN, LIEBOWITZ & LATMAN, P.C.  
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By: 

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on January 21, 2015, I caused a true and correct copy of the foregoing Motion on Consent to Amend Application and, if Accepted, to Withdraw the Opposition on Consent be sent via First Class Mail, postage prepaid, to Applicant's Attorney of Record, Stephanie A. Gumm, Esq., Faegre Baker Daniels LLP, 111 E Wayne St. Ste. 800, Fort Wayne, IN 46802-2600.

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/Don M. Obert/  
Don M. Obert